

**Amendments to the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application.

**Listing of Claims**

1. (Original) A method for erasing a re-writable disk the method comprising:  
when fully erasing the re-writable disk and a write fail occurs, determining  
5 whether the write fail occurs in a program area of the re-writable disc;  
if the write fail occurs in the program area of the re-writable disk, writing  
mode 0 data on locations following a location where the write fail occurs; and  
if the write fail does not occur in the program area of the re-writable disk,  
issuing a write fail message to a host.
- 10 2. (Original) The method of claim 1 wherein the write fail message is a servo  
fail message.
3. (Original) The method of claim 1 wherein the write fail is an ATIP unlocked  
interrupt.
- 15 4. (Original) The method of claim 1 wherein the step of writing mode 0 data  
on locations following the location where the write fail occurs comprises driving a  
pick-up head to the location where the write fail occurs for writing mode 0 data on  
locations following the location where the write fail occurs.
- 5-10. (Cancelled).